

**DECLARATION, POWER OF ATTORNEY, AND PETITION  
FOR PATENT APPLICATION**

As inventors identified below, we hereby declare that:

Our citizenships, residences, and post office addresses are as stated below beneath our names;

We believe we are the original and first inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled

**COST-EFFECTIVE, MULTICHANNEL  
DIGITAL LOGGER**

described and claimed in the accompanying specification.

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims.

In accordance with Title 37, Code of Federal Regulations, § 1.56(a), we acknowledge our duty to disclose all information known to us which is material to the examination of this application.

We do not know and do not believe that the invention described and claimed in this application was:

Known or used in the United States of America before our invention thereof, or patented or described in a printed publication in any country before our invention thereof; or

Patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the filing date of the present patent application in the United States of America; or

First patented or caused to be patented, or was the subject of an inventor's certificate by us or our legal representative(s) or assign(s) in a foreign country prior to the date of the filing date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months before the filing date of the application in the United States of America; or


Described in a patent granted on an application for patent by another filed in the United States of America before the invention thereof by us, or on an international application by another who has fulfilled the requirements of

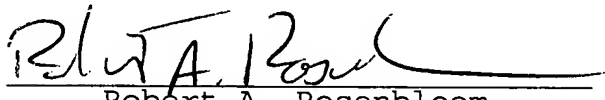
the first, second, and fourth paragraphs of Title 35, United States Code, § 371(c) before our invention thereof.

The undersigned hereby appoint Donald E. Schreiber, Post Office Box 2926, Kings Beach, CA 96143-2926, Registration No. 29,435, their attorney to prosecute this application for letters patent, with full power of substitution and revocation, to transact all business in the Patent and Trademark Office in connection therewith, and to receive any patent issuing thereon.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001, and that such willful false statements may jeopardize the validity of the present application or any patent issued thereon.

Wherefore, we pray that Letters Patent be granted to us for the invention described and claimed in the accompanying specification and claims, and we hereby subscribe our names to the accompanying specification and claims, and the foregoing declaration, power of attorney, and petition.

  
\_\_\_\_\_  
Martin J. Bodo  
Residence: United States  
                    of America  
Citizenship: United States  
                    of America  
Residence Address:  
            10980 Magdalena Ave.  
            Los Altos Hills,  
            California 94024

  
\_\_\_\_\_  
Robert A. Rosenbloom  
Residence: United States  
                    of America  
Citizenship: United States  
                    of America  
Residence Address:  
            8445 Empire Grade  
            Santa Cruz, California  
            95060

Applicant or Patentee: Martin J. Bodo, et al.  
 Serial or Patent No. Unknown  
 Filed or Issued Herewith  
 For COST-EFFECTIVE, MULTICHANNEL DIGITAL LOGGER

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
 STATUS (37 CFR 4.9(f) AND 4.27(b)) -- INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 4.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled COST-EFFECTIVE, MULTICHANNEL DIGITAL LOGGER described in

☒ the specification filed herewith  
☐ application serial no. \_\_\_\_\_, titled \_\_\_\_\_  
☐ patent no. \_\_\_\_\_, issues \_\_\_\_\_

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 4.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 4.9(d) or a nonprofit organization under 37 CFR 4.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☐ no such person, concern, or organization  
☒ persons, concerns or organizations listed below\*

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 4.27)

FULL NAME Computer Performance, Inc.  
 ADDRESS 2695 Walsh Avenue, Santa Clara, California 95051-0920  
☐ INDIVIDUAL ☒ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

FULL NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_  
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

FULL NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_  
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I hereby acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 4.28(b)).

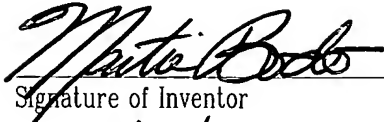
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Martin J. BodoRobert A. Rosenbloom

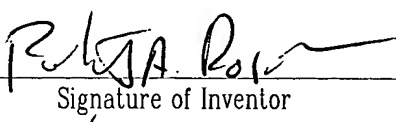
NAME OF INVENTOR

NAME OF INVENTOR

NAME OF INVENTOR



Signature of Inventor



Signature of Inventor

Signature of Inventor

3/29/04

Date

3/29/04

Date

Date

Applicant or Patentee: Martin J. Bodo, et al.  
 Serial or Patent No. Unknown  
 Filed or Issued Herewith  
 For COST-EFFECTIVE, MULTICHANNEL DIGITAL LOGGER

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
 STATUS (37 CFR 4.9(f) AND 4.27(c)) --SMALL BUSINESS CONCERN

I hereby declare that I am

- ☐ the owner of the small business concern identified below:  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN Computer Performance, Inc.  
 ADDRESS OF CONCERN 2695 Walsh Avenue  
Santa Clara, California 95051-0920

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 4.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled COST-EFFECTIVE, MULTICHANNEL DIGITAL LOGGER.

by inventor(s) Martin J. Bodo and Robert A. Rosenbloom  
 described in

- ☒ the specification filed herewith  
☐ application serial no. \_\_\_\_\_, filed \_\_\_\_\_  
☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 4.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 4.9(d) or a nonprofit organization under 37 CFR 4.9(e).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities.  
 (37 CFR 4.27)

FULL NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_

☐ INDIVIDUAL    ☐ SMALL BUSINESS CONCERN    ☐ NONPROFIT ORGANIZATION

FULL NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_

☐ INDIVIDUAL    ☐ SMALL BUSINESS CONCERN    ☐ NONPROFIT ORGANIZATION

FULL NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_

☐ INDIVIDUAL    ☐ SMALL BUSINESS CONCERN    ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 4.28 (b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Martin J. Bodo  
 TITLE OF PERSON OTHER THAN OWNER President  
 ADDRESS OF PERSON SIGNING 10980 Magdalena Ave.  
Los Altos Hills, California 94024

SIGNATURE  DATE 3/29/04